



U.S. Customs and
Border Protection

DIS-3 OT:RR:FAPL
CBP-AP-2018-019088 KSG

December 28, 2017

Ms. Jennie Santos-Bourne
Americans for Immigrant Justice
3000 Biscayne Boulevard
Suite 400
Miami FL 33137

Re: Remand of Freedom of Information Act ("FOIA") Request CBP-2018-019088;
Records Regarding DHS and CBP contractual relationships with medical
providers in the Rio Grande Valley sector

Dear Ms. Santos-Bourne:

This is in reply to your December 21, 2017, correspondence concerning the Freedom of Information Act ("FOIA") Division, Office of Privacy and Diversity, U.S. Customs & Border Protection ("CBP") response to your initial FOIA request for records (CBP-2017-033315).

The initial request, dated January 16, 2017, sought any and all records that were authored, prepared, received, collected and/or maintained by or transmitted to the U.S. Department of Homeland Security (DHS) and/or U.S. Customs and Border Protection (CBP) that describe, refer or relate to DHS and/or CBP's contractual or other relationship with all medical providers serving the Rio Grande Valley (RGV) sector stations dated January 2012 through December 2016. Specifically you requested:

- 1) All memoranda, reports, correspondence, communications, or other documents reflecting, recording or stating any contract, agreement or understanding for the provision of medical services in place between DHS/CBP and any/each medical provider serving the individuals in DHS/CBP custody in the RGV sector.
- 2) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating or identifying any/each medical provider serving the individuals in DHS/CBP custody in the RGV Sector.

- 3) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating or identifying the number of individuals in DHS/CBP custody transported from the RGV Sector to a medical provider.
- 4) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating or identifying the number of individuals in DHS/CBP custody transported from the RGV Sector to a medical provider to be assessed for a medical travel clearance or to seek/obtain a medical travel clearance.
- 5) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating or identifying the number of individuals in DHS/CBP custody transported from the RGV Sector to a medical provider and obtained a medical travel clearance without any restrictions.
- 6) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating or identifying the number of individuals in DHS/CBP custody transported from the RGV Sector to a medical provider and obtained a medical travel clearance with a/some restriction(s).
- 7) All memoranda, reports, correspondence, communications, or other documents reflecting, recording, stating, or identifying the amount of time (in hours/minutes) each individual in DHS/CBP custody transported from the RGV Sector to a medical provider to be assessed for a medical travel clearance or to seek/obtain a medical travel clearance spent with/at such provider.
- 8) All guidance, guidelines, directives, rules, policies, procedures, memoranda, reports, correspondence, communications, or other documents that address DHS/CBP requests and/or needs for medical travel clearances for individuals in DHS/CBP custody being transported out of the RGV Sector.

We understand that a search has been conducted by FOIA Division and that the review of the records is ongoing. We note, however, that it may not be possible for the records to be processed within 20 days.

Accordingly, we are remanding this matter to the FOIA Division. FOIA Division is currently processing the search and as stated above, may not be able to respond within twenty days. If so, FOIA Division should advise you of the time required to respond to the request.

As mentioned above, you may immediately challenge FOIA Division's failure to respond to your request in District Court. Pursuant to 5 U.S.C. §552(a)(4)(B), you may do so in the U.S. District Court in the district in which you reside or have a principal place of business, or in which the agency records are situated, or in the U.S. District Court for the District of Columbia.

Alternatively, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration, Room 2510
8601 Adelphi Road (OGIS)
College Park, MD 20740-6001
E-mail: ogis@nara.gov
Telephone: 301-837-1996; Facsimile: 301-837-0348
Toll-free: 1-877-684-6448

Sincerely,

Shari Suzuki

Shari Suzuki, Chief
FOIA Appeals, Policy and Litigation Branch